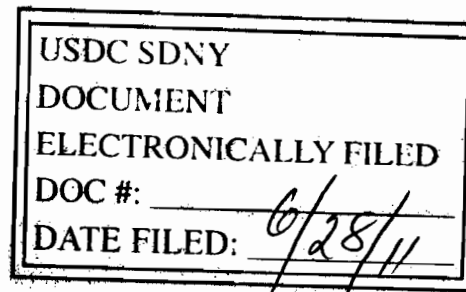


Greenberg Traurig

James W. Perkins, Esq.
(212) 801-3188
perkinsj@gtlaw.com



June 20, 2011

VIA FACSIMILE

Honorable Victor Marrero
United States District Judge
United States District Court
Southern District of New York
500 Pearl Street, Suite 660
New York, New York 10007

Re: ***Hausler v. JP Morgan Chase Bank, N.A., et al.***
09 Civ. 10289 (VM)

Dear Judge Marrero:

We are counsel to Petitioner and write in response to the letters to the Court of counsel to Shanghai Pudong Development Bank ("SPDB") that we received on June 16, 2011, and on June 17, 2011 at approximately 11:15 pm. Petitioner does not take a position on SPDB's request for extra pages on reply because, she submits, the length of response will not change the outcome in her favor; however, we write to correct an apparent misapprehension of unfairness that appears in counsel's letters concerning the briefing schedule that was ordered by the Court.

Although not mentioned in the two letters, by stipulation and order, both moving and opposition/cross-moving briefs were to be 15 pages, if not combined with other responding parties. (Copy of order attached hereto.) Petitioner followed this directive, but SPDB, which was the only opposing interpleader respondent on the Tranche I motion, submitted an opposition/cross-moving brief of 25 pages, without leave of Court. In response, Petitioner sought, and was granted, leave to file a 25-page brief that addressed both a reply on its motion concerning SPDB and an opposition to SPDB's cross-motion. [Docket 370.]

The Clerk of Court is directed to enter into the public record of this action the letter above submitted to the Court by	
<u>Petitioner</u>	Respectfully submitted, <u>James W. Perkins</u>
SO ORDERED.	
<u>6-27-11</u>	
DATE	VICTOR MARRERO, U.S.D.J.

Attachment

Hon. Victor Marrero
June 20, 2011
Page 2

cc: Glenn Kurtz, Esq. (by E-mail)
James L. Kerr, Esq. (by E-mail)
Kenneth Caruso, Esq. (by E-mail)
Jason Sunshine, Esq. (by E-mail)
Paulo R. Lima, Esq. (by E-mail)
Bernard J. Garbutt, III, Esq. (by E-mail)
Claurisse Ann Campanale-Orozco, Esq. (by E-mail)
Joshua D. Weedman, Esq. (by E-mail)
Brian C. Dunning, Esq. (by E-mail)
David A. Baron, Esq. (by E-mail)
Roberto Martinez, Esq. (by E-mail)
Frank Panopoulos, Esq. (by E-mail)
Mark Gimbel, Esq. (by E-mail)
Matthew R. Belz, Esq. (by E-mail)

04/28/2011

17:54

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NO. 757

002



Jason W. Perlman, Esq.
(212) 901-3182
jperlman@gtlaw.com

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 4/28/11

April 8, 2011

VIA FACSIMILE

Honorable Victor Marrero
United States District Judge
United States District Court
Southern District of New York
500 Pearl Street, Suite 660
New York, New York 10007

Re: *Hawler v. JP Morgan Chase Bank, N.A., et al.*
09 Civ. 10289 (VM)

Dear Judge Marrero:

We are counsel to the Petitioner in the above-referenced proceedings and, in follow up to the Court telephone conference held Wednesday April 6, 2011, write to advise of the briefing schedule to which the parties have agreed, and to seek Court approval of that schedule.

Moving papers: filed by no later than April 15, 2011

Opposing/cross moving papers: filed by no later than May 18, 2011

Reply/Opposing papers: filed by no later than June 3, 2011

Reply on cross-motions: filed by no later than June 17, 2011

As mentioned during the conference call, Petitioner intends to make three separate motions for judgment on the pleadings/summary judgment: (1) balance of Tranche I (Shanghai Pudong Bank); (2) Tranche III; and (b) National Bank of Canada Petition. Each motion will include a moving brief of no more than 15 pages, none of which will repeat, but will cross-reference arguments when possible. Opposing briefs/cross-moving briefs will be no more than 25 pages (if combined with all respondents per motion) or 15 pages (if not combined in a single response per motion) and reply briefs will be no more than 10 pages. As the Court directed, arguments previously made by any party may be raised and preserved by cross-reference or incorporation by footnote or otherwise.

Honorable Victor Marrero
April 8, 2011
Page 2

On behalf of all counsel for the parties, we respectfully request that the Court approve this schedule and procedure.

Respectfully submitted,


James W. Perkins

cc: James L. Kerr, Esq. (by e-mail)
Ramin Afshar-Mohajer, Esq. (by e-mail)
David A. Baron, Esq. (by e-mail)
Kenneth Caruso, Esq. (by e-mail)
Robert N. Dunn, Esq. (by e-mail)
Lauren Beck Kerwin, Esq. (by e-mail)
Ronald Kleinman, Esq. (by e-mail)
Glenn Kurz, Esq. (by e-mail)
Paulo Lima, Esq. (by e-mail)
Alfonso Perez, Esq. (by e-mail)
Wilfredo Rodriguez, Esq. (by e-mail)
Joanne W. Young, Esq. (by e-mail)

